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7 *Capitol Specialty Insurance Corporation*

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 CAPITOL SPECIALTY INSURANCE
CORPORATION, a Wisconsin corporation,
12 as assignee of UNITED CONSTRUCTION
COMPANY,

13
14 Plaintiff,

15 v.

16 STEADFAST INSURANCE COMPANY, a
Delaware corporation; RHP MECHANICAL
17 SYSTEMS, a Nevada corporation, STATE
NATIONAL INSURANCE COMPANY,
18 INC., a Texas corporation; and AXIS
SURPLUS INSURANCE COMPANY, an
19 Illinois corporation

20 Defendants.

21 AND RELATED CROSSCLAIM
22

Case No.: 2:20-cv-1382-JCM-VCF

23 **STIPULATION AND ORDER TO DISMISS DEFENDANT RHP**
24 **MECHANICAL SYSTEMS**

25 IT IS HEREBY STIPULATED by and between Plaintiff Capitol Specialty Insurance
Corporation, as assignee of United Construction Company ("Plaintiff") and Defendant RHP
26 Mechanical Systems ("Defendant"), through their respective attorneys of record, that Plaintiff's
27

28 ///

Second Amended Complaint filed against Defendant shall be dismissed without prejudice pursuant to FRCP 41(a)(2). Each party shall bear their own attorneys' fees and costs.

Dated: April 25, 2024

Dated: April 30, 2024

PAYNE & FEARS LLP

QUINTAIROS, PRIETO, WOOD & BOVER,
P.A.

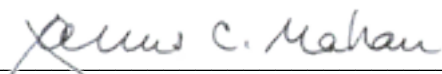
By: /s/ Sarah J. Odia
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By: /s/ Sarah B. Hartig
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*Attorneys for Defendant
RHP Mechanical Systems*

ORDER

IT IS SO ORDERED that Plaintiff's claims against Defendant RHP Mechanical Systems, in the instant matter, Case No. 2:20-cv-1382-JCM-VCF, is dismissed without prejudice. Each party shall bear their own attorneys' fees and costs.

DATED: May 1, 2024



JAMES C. MAHAN
UNITED STATES DISTRICT COURT JUDGE

PAYNE & FEARS LLP

ATTORNEYS AT LAW
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CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April, 2024, a true and correct copy of
**STIPULATION AND [PROPOSED] ORDER TO DISMISS DEFENDANT RHP
MECHANICAL SYSTEMS** was served via the United States District Court CM/ECF system on
all parties or persons requiring notice.

By /s/ Jennifer Stephens
Jennifer Stephens, an Employee of
PAYNE & FEARS LLP

4891-3359-3273.1

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